

## GAMBLING DEVICES SLOT MACHINES ARE

### State Supreme Court in Case Ap- pealed From Harrison County Cir- cuit Court Hands Down a Decis- ion so Declaring Them.

Decision Sustains Judge Mason in the Matter and  
Reverses Another Circuit Judge or so—Is of  
Widespread Importance as it Will Affect Many  
Cities and Towns in the State.

An Associated Press dispatch sent out from Wheeling Thursday stated that the State Supreme Court in session there held that slot machines are gambling devices.

Attorneys here also received telegrams stating that the decision and judgment of the lower court had been affirmed.

The decision is the first of the sort ever handed down in West Virginia by the Supreme Court and is therefore the most important, possibly in recent years.

There has been a wide difference of opinion on the subject and circuit judges have held that they were not gambling devices. Among those who took the position that they were gambling devices is Judge John W. Mason and the decision is based on the Frank Gaughan case appealed from his court at this place.

It will be remembered that Gaughan with others were indicted for operating slot machines and his trial and conviction followed. He was given sentence but the judgment of the court was stayed so that he might appeal. This appeal was submitted this week before the State Supreme Court and the decision that they are gambling devices followed.

The syllabus of the court's decision has not been received, but the ground taken by Judge Mason was that they were in comparison to recognized gambling devices of "like kind," and the state presented its case to the Supreme Court along that line.

The result of this decision will be to affect several cities and towns. Parkersburg, Fairmont and Grafton and other places have been and are running them wide open and there has not been any molestation lately by the circuit or other courts. While in Clarksburg slot machines have not been in operation since the Gaughan trial.

## COMMANDER

Of the Second District of the Knights of St. John Announces Appointment of His Official Staff—  
Clarksburgers Are Among the Appointees.

Col. J. F. Partridge, who was recently elected second district commander of Knights of St. John, of West Virginia, announces the election and appointment of his official staff as follows:

Colonel—J. F. Partridge, Parkersburg  
Lieut. Col.—J. T. Drury, Clarksburg  
Senior Major—J. D. Barry, Fairmont  
Junior Major—S. M. Slater, Mannington.

Surgeon—T. J. McGuire, Parkersburg  
Adjutant—Jos. A. Aultman, Parkersburg.  
Inspector—Capt. Carl Goetz, Parkersburg.

Quartermaster—Lieut. Frank LeStrange, Mannington.  
Paymaster—Lieut. E. S. Bogges, Clarksburg.

Commissary—Lieut. D. Boyles, Fairmont.  
De-comp—Lieut. W. T. Byrd, Clarksburg.

Reagent—Major—Jos. Fucy, Clarksburg.  
Hospital Steward—A. K. Modi, Mannington.

Color Sergeant—W. J. McKinney, Mannington.

## LEITER IS DEAD

Chicago Merchant and  
Owner of Lady Carson and the  
Famous Leiter, Who Cor-  
nered Market.

Press.  
June 9—Levi Z. Leiter, of Chicago, died of heart disease.

Leiter was a member of the Chicago Stock and  
& Company.

## GETTING READY

Are the Eagles Here and Elsewhere to  
Attend the Interstate Meeting Next  
Week at Wheeling—Meeting  
Will Be Held Tonight.

P. F. McDonald and Joe Cohen have just returned from Fairmont and Grafton, where they went to make arrangements for the Fraternal Order of Eagles to go to Wheeling in a body. Fairmont is going with 100 men, including the Greater Fairmont band, and tonight all Eagles of the aerle in Clarksburg are requested to meet at the Globe clothing house to make final arrangements to go to Wheeling.

## BILL McKINZIE

Is a Fine Standard-Bred Horse Purchased and Received By William Primm, at Adamston.

"Bill McKinzie" is the name of a fine standardbred horse William J. Primm received from Pittsburgh Wednesday evening. He was purchased for him at Smithfield, O. This animal is a hand some dark bay, weighing 1,180 pounds. He has all the gifts and is a fast stepper. Mr. Primm, whose home is at Adamston, had him here Thursday showing him to the many turnouts here who all pronounced him a very fine horse. He is seven years old. The price paid for him was \$300.

## ANNUAL LEVY

For the Town of Adamston Being Look-  
ed After By the Town Council.

The town council of Adamston held a regular meeting Wednesday night. The matter of greatest importance before the body was the laying of the annual levy, but this was not completed and another meeting will be held for the purpose. Some routine matters were looked after also.

## BANKERS ARRESTED FOR EMBEZZLEMENT

Rensselaer, Ind., June 9—A McCoy and son, T. J. McCoy, were arrested today for the embezzlement of funds of their bank which recently failed.

## TEACHERS GO HOME

Members of Faculty of Broadus Institute Have Completed Their Years' Work and Are Returning to Their Various Homes.

The year's work at Broadus Institute is over and the members of the faculty are returning to their homes. Miss Laura B. Moore, teacher of modern languages, returned to her home at Philadelphia Thursday morning. Miss Shambaugh, teacher of mathematics, returned Wednesday night to her home in Perryville, Ohio. Miss Simmons, of the primary department, Miss Vollrath, teacher of vocal music and Mr. Armstrong, teacher of Greek and literature will leave for Chicago, where they will take the summer course in the University of Chicago. The three last named are the retiring teachers and they will not return to Broadus next year. Miss Cora Atchison, instructor of instrumental music will remain in Clarksburg and continue her music teaching and will have her headquarters at Broadus. Prof. Swartz will also remain at Broadus during the summer. Miss Reid, who has had charge of the art, physical culture and elocution departments will leave for her home in Mississippi Friday.

## COLLEGE BUILDING DESTROYED BY FIRE

By Associated Press.  
Troy, N. Y., June 9—The Bannockburn Polytechnic Institute's main building was destroyed by fire today. The loss is \$200,000.

## BRIDGEPORT

Lodge of Knights of Pythias Is In-  
stituted by District Deputy and Of-  
ficers of Clarksburg Lodge Wed-  
nesday Night—25 Members  
From Here Attend.

District Deputy E. W. P. Waldeck and the officers and about twenty-five members of Clarksburg lodge of Knights of Pythias went to Bridgeport Wednesday night and instituted a new lodge at that place. The ceremonies were in charge of the district deputy and the officers of the Clarksburg lodge assisted him. The Bridgeport lodge starts off with nineteen charter members. At the close of the institution ceremony the Knights were banqueted in royal style by the new lodge.

## DEMOCRATS DO HOLD POW-WOW

STATE AND CENTRAL COMMITTEES  
MEET IN WHEELING WITH FAIR  
ATTENDANCE.

STATE AND CONGRESSIONAL CON-  
VENTIONS ARE CONSIDERED AS  
WELL AS OTHER MATTERS AT-  
TENDED TO.

Favorites For State Ticket Are Given  
Out For First Time—Also Few Ideas  
Dropped As to Probable Congressional  
Nominees.

The Democratic state and central committees met in Wheeling Wednesday. The members of the state committee attending were as follows:  
Andrew Price, Marlinton; Griff T. Smith, Pt. Pleasant; Stuart H. Bowman, Philipps; William M. McDonald, Keyser; Henry Fry, of Charleston, holding the proxy of Col. R. S. Carr; J. J. Slipper, Benwood; Creed Collins, Pennsboro; S. L. Walker, Fayetteville; J. Carl Vance, Clarksburg.

Of the five organization or central committees, O. S. McKinney, of Fairmont; Senator William Campbell, of Charles Town; Holly G. Armstrong, of Kipley; and T. S. Riley, of Wheeling were on deck. Others who went to the gathering were Col. Charley Wells, the popular sage of Glover's Gap; J. Hop Woods, of Philippi; and Clyde B. Johnson, of St. Marys.

The Democrats will hold their state nominating convention in Parkersburg on August 3 and will make the week a clearing house for their congressional conventions.

The First district's will be held at Fairmont, August 1.

The Second's will be held at Grafton August 2.

The Fifth's will be at Williamson Mingo county, August 1.

It is likely the Third and Fourth will also be held the same week and prior to the state convention.

John S. Naylor, of Wheeling, or Fred E. Martin, of Fairmont, will be the nominee in the First.

In the Second, the woods is full of candidates. "We are going to beat Dayton," declared Senator Campbell. Those who want to tackle the job include Sen. John J. Cornwell, of Hampshire; Jos. I. Moreland, of Morgantown; J. Hop Woods and D. B. Shaw, of Barbour county; Stewart W. Walker, of Martinsburg. Others talked of are C. Wood Daily, of Ikins, and John T. McGraw, of Grafton and if McGraw wants the nomination he can get it without a contest.

In the Third, William O'Brien, of Upshur, is suggested.

C. C. Martin, of Parkersburg, may be the nominee in the Fourth and ex-Congressman Dave Johnson or Wyndham H. Stokes, of McDowell, in the Fifth.

All the Democrats at their Wheeling pow-wow unite in saying that ex-Senator Henry G. Davis will be their nominee for governor. For the rest of the ticket selection reigns, but the following are talked of:

William L. Mansfield, of Wayne, for auditor.

J. Walter Barnes, of Fairmont, school superintendent.

Robert S. Carr, of Charleston, state treasurer.

Captain A. A. Franzheim, of Wheeling, secretary of state.

## PUPILS OF MISS SMITH

Will Give Entertainment in Baptist  
Church Next Tuesday Evening—  
Ladies' Aid Society Will Also  
Give Ice Cream Festival.

The pupils of Miss Cora Smith will render an interesting musical program in the First Baptist church on Tuesday evening, June 14. No admission will be charged and all are cordially invited to attend.

In connection with the entertainment the Ladies' Aid Society of the church will give an ice cream and strawberry festival in the dining room of the church.

MURDER SUSPECTS  
WERE DISCHARGED  
By Associated Press.  
Canton, O., June 9—Richard Quigley and Iona Labelle, suspected of the murder of G. H. Taylor were discharged today for want of evidence.

HEAVY SNOWSTORM BEGINS.  
By Associated Press.  
Leadville, Colo., June 9—A heavy snow storm began here today. There are four inches of snow on the ground.

## LOG ROLLING

Will Be Held at the Park by the Wood-  
men of the World July 25—Big  
Preparations Being Made.

The meeting of the Woodmen of the World Wednesday night was one of the grandest and best in the history of the order in Clarksburg and the attendance the largest in many months and the evening was most gratifying to all who are interested in that work.

Nine applications were received for membership and these will be duly acted on and initiations will follow.

The time for the big log rolling was fixed at June 25 at the park. The Citizens' band, of Parkersburg and Vincent's band at Grafton, have been secured to assist local musicians on that occasion.

All camps within a radius of 100 miles will be in attendance, including Grafton, Fairmont, Morgantown, Mannington, Salem, Pennsboro and Parkersburg organizations.

There will be a grand street parade at 11:00 o'clock and in the afternoon the Elmore Stock Company will give a matinee for the event and Judge John Holt of Grafton, will deliver the address of the day. The other speakers will be local except Deputy Sovereign Commander Zinn, of Omaha, Neb. A balloon ascension is talked of for the occasion.

At night a class of fifty will be given the protective degree and other exercises will be observed.

At Wednesday night's meeting there were several out-of-town visitors and they with the members of the local camp enjoyed the songs sung by Mr. Zinn.

## MURDERED

Man Whose Body Was Found in C. & O.  
Box Car at Charleston May Have  
Lived in Clarksburg—Coroner  
Communicates With Chief  
of Police Howe.

Coroner F. L. Beardsley, of Kanawha county, has communicated with Chief of Police John Howe asking him to make inquiries concerning the identity of an unknown white man who was found dead at Charleston on the morning of June 1st. The man was murdered and placed in a box car of lumber on the C. & O. railroad. He was about 24 or 26 years of age, smooth face, sandy hair, light complexion and weighed about 160 pounds.

The coroner says he has been informed that the man came from Clarksburg where he is said to have told that he worked in a factory and it was the understanding that he said it was a clothes pin factory.

So far the chief of police has been unable to ascertain anything which would lead to the identity of the man.

## COURT RECONVENED

And Proceed With the Trial of the Rose  
Stout Case Against the Street  
Railway Company.

Circuit court reconvened Thursday morning after a vacation of a day for the nomination of Judge Mason at Morgantown for the judgeship of the fourteenth judicial district, comprised of Marion and Monongalia counties, which was made by acclamation, and the case of Rose F. Stout against the Fairmont & Clarksburg Electric Railroad Company was resumed. The trial occupied the day and will not be finished until tomorrow some time, after which the court will adjourn the term.

## SMALLPOX AT O'NEIL

Mrs. Martin Fittro Has the Disease at  
the Home of Her Father—Epidemic  
May Result From Exposures.

Mrs. Martin Fittro has small pox at the home of her father, Peter Horner at O'Neil, just west of Wilsonburg. She had been sick several days with an eruption and it was pronounced chicken pox until it became so bad that the county health officer was sent for and he at once said it was small pox. A quarantine was established Thursday. Owing to the fact that it was considered chickenpox a number of neighbors were in to see her and as the result there have been many exposures and this may develop into an epidemic. The neighborhood is much alarmed over the matter.

## BANKERS MEET IN HUNTINGTON.

The State Bankers' Association is holding its annual meeting in Huntington. The place is so much out of the way that Clarksburg is not represented at the meeting.

## BLOODY BATTLE OCCURS IN COLORADO

### Striking Miners and Militia Have a Pitched Battle at Dunnville, Few Wiles From Victor, and Six Min- ers are Killed and Several Cap- tured.

Official Organ of the Western Federation of Miners  
is Burned by Non-union Men—Miners Secreted  
Behind Rocks and Trees Started the Battle by  
Firing on Soldiers of the State.

## WEST MILFORD

West Milford, W. Va., June 8—Rev. Schultz spent Monday in Clarksburg.

Miss Nellie Eib, of Romines Mills, is visiting relatives here this week.

Miss Mary Romine attended the commencement exercises at Broadus this week.

W. A. Sturm left for Akron, Ohio, last week where he has accepted a position.

Dr. A. J. Kemper and William Lee spent Wednesday in Clarksburg attending commencement at Broadus.

G. B. Late, of Bridgeport, was a business visitor here Monday.

E. B. Patton, of Washington, D. C. is visiting relatives here.

Mr. and Mrs. V. L. Highland, of Clarksburg, spent Sunday here.

Mr. and Mrs. James Gaston spent Wednesday in Clarksburg.

M. G. Holmes and Miss Effie Perdue, of Clarksburg, spent Monday at the home of J. M. Holmes.

Miss Fannie Thayer, of Romines Mills was here Wednesday.

## BROADDUS ALUMNI BANQUET

Given in Dining Hall of Waldo Hotel  
Wednesday Evening Was a Most  
Enjoyable Affair—Forty-Two  
Members Participate.

The banquet given in the dining hall of the Waldo hotel Wednesday night by the alumni of Broadus Institute was a most enjoyable affair. At the close of the reception given in the parlors of the college the members of the alumni repaired to the parlors of the Waldo and shortly after ten o'clock they were ushered into the dining hall.

Forty-two members were present at the banquet table and partook of the palatable and enjoyable menu served by the corps of hotel waiters. Claude W. Gore presided at the table as toastmaster in a graceful and happy manner characteristic of him. Toasts were responded to by Prof. S. E. Swartz, Miss Shambaugh, Dr. Will Holden, of Wallace; Miss Laura B. Moore, H. D. Boughner and Stuart F. Reed. After responding to a toast offered by the toastmaster upon "The Absent Members," the assembly indulged in a general discussion. The general sentiment expressed in the talk was the question of what the alumni association could do to help the Institute and the determination of the alumni to exert every influence in its power to help the Institute. The affair was indeed a happy one and the members who participated were unanimous in their praise of it.

## FINED AND JAILED

Upon complaint of William Bell, colored, Tom Allen was arrested Thursday morning in Glen Elk by Constable U. C. Edgell and taken before Magistrate S. W. Gordon on the charge of stealing \$2.75 from Bell's restaurant in Glen Elk. After hearing the case the magistrate was of the opinion that Allen was guilty and he fined him ten dollars and costs and sentenced him to thirty days imprisonment. Allen is now in jail in charge of the jail.

By Associated Press.  
Tokio, June 9—Official reports show that the first section of Tsushima Bay has been completely cleared of mines.

Two Russian ships were found under water and one is believed to be the cruiser Boyarin.

By Associated Press.  
Cripple Creek, Colo., June 9—Matters are quiet today, after a night of intense excitement due to the battle at Dunnville between troops and union men in which six miners were killed and fourteen captured and the wrecking of the Daily Record office by non-union men.

There were two hundred soldiers and deputies in the Dunnville battle, all of whom escaped injury, though fired on by sixty-five miners secreted behind rocks and trees.

The pitched battle at Dunnville, twelve miles north of Victor, took place at 4:00 o'clock last evening between two hundred deputies and guards under Adjutant General Bell and about one hundred and fifty miners from the Cripple Creek district. The miners were entrenched in the surrounding hills.

As the special train bearing the deputies drew up at Dunnville, the union miners, entrenched in the neighborhood, opened fire. General Bell got his men out and stormed the entrenched position capturing fifteen, the arms and ammunition of these men being captured in the fierce fight which followed, six union miners were killed.

At 4:50 the battle was still in progress, the union miners fighting stubbornly. The miners occupy well entrenched positions in the hills and are shooting down at the soldiers and guards at every opportunity. The surrounding country is favorable to the miners and it seems that General Bell will have to take every defense separately.

Th captured miners, included John James, charged with shooting John D. Davis in the riot at Victor. Among the dead was John Carley, a union miner of Cripple Creek. Great excitement prevailed in this city upon the receipt of the news of the battle.

The deputies secured the arms and ammunition of part of the miners.

By Associated Press.  
Cripple Creek, Colo., June 9—George R. Kyner, proprietor of the Victor Record, whose plant was destroyed by the mob, says he will resume publication as soon as possible.

He estimates his loss at \$8,000. Though it is the official organ of the union, the Record has denounced violence, and its last issue favored calling off the strike.

## LADIES NIGHT

At the Park Theater This Will Be  
Special Offer of Liberal Nature Made  
By the Company For Tonight.

The Elmore Stock Company has made the following offer for tonight: Any lady will be admitted free to the park theater tonight if accompanied by one paid ticket. This offer is good until 8:30 o'clock.

The play to be presented is the beautiful comedy drama, "One Night in June." The piece was written by Mr. Eugene Powers, one of the members of the company, and most careful attention will be given to the staging of the piece.

The Elmore Stock Company has given the best satisfaction and they have kept up the standard of their performance much better than the usual stock company and should have the patronage of the Clarksburg theater-goers.

## SOMMER'S EAGLE ON EXHIBITION.

A large eagle is on exhibition in the front window of the Manhattan buffet. It was taken from Col. Alex. Sommers' mammoth menagerie and shipped here from Huntington, as an advance advertisement of the show which will exhibit here later in the season. Col. Sommers is meeting with great success in the circus business this year.

## CARDINAL SARTOLI ARRIVES.

By Associated Press.  
New York, June 9—Cardinal Sartoli arrived today from Genoa.